



UNITED STATES PATENT AND TRADEMARK OFFICE

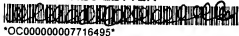
JUN 03 2002

 COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D. C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/047,542	10/26/2001	James William Larrick	030905.0004.CIP1

CONFIRMATION NO. 4179

FORMALITIES LETTER



OC000000007716495

 23865
 EDWARD O. KRUESSER
 BROBECK PHLEGER & HARRISON
 12390 EL CAMINO REAL
 SAN DIEGO, CA 92130

Date Mailed: 03/26/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

06/05/2002 WARRHAM1 00000001 10047542

01 FC:205

65.00 DP

- For Rules Interpretation, call (703) 308-4216
 - To Purchase PatentIn Software, call (703) 306-2600
 - For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov
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A copy of this notice MUST be returned with the reply.

HPB

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART I - ATTORNEY/APPLICANT COPY



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WASHINGTON, D.C. 20590
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**ATTACHMENT TO "NOTICE TO COMPLY WITH
REQUIREMENTS...SEQUENCE DISCLOSURES"**

Any reply including a sequence listing in electronic form should NOT be sent to the 20231 zip code address for the United States Patent and Trademark Office, and instead should be submitted using one of the following methods:

1. Electronically submitted through EFS-Bio
(<http://www.uspto.gov/ebc/efs/downloads/documents.htm>, EFS Submission User Manual - ePAVE)
2. Mailed to:
U.S. Patent and Trademark Office
Box Sequence, P.O. Box 2327
Arlington, VA 22202
3. Mailed by Federal Express, United Parcel Service or other delivery service to:
U. S. Patent and Trademark Office
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Customer Window, Box Sequence
Crystal Plaza Two, Lobby, Room 1B03
Arlington, Virginia 22202
4. Hand Carried directly to the Customer Window at:
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Arlington, Virginia 22202



030905.0004.CIP1
Patent

MPF

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

James William Larrick, et al.

Serial No.: 10/047,542

Filed: October 26, 2001

Entitled: **NOVEL IMMUNOADHESINS FOR
TREATING AND PREVENTING
VIRAL AND BACTERIAL
DISEASES**

Group Art Unit: 1614

Examiner: (tbd)

SUBMISSION OF MISSING PARTS AND RELATED APPLICATION PAPERS

BOX MISSING PARTS
Commissioner for Patents
Washington, D.C. 20231

Sir:

1. Documents Enclosed:

In response to the **NOTICE TO FILE MISSING PARTS OF APPLICATION
UNDER 37 CFR 1.53(b)**, which was mailed by the Patent Office on March 26, 2002, enclosed
are:

- ☒ Declaration executed by named inventors;
- ☒ Copy of Notice to File Missing Parts of Nonprovisional Application under 37
CFR 1.53(b);

CERTIFICATE OF MAILING
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with anything referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

May 21, 2002
Date of Deposit

Jill C. Yoskel
Name of Person Mailing Paper

Signature of Person Mailing Paper

ew

- ☒ Assignment of the invention from JAMES WILLIAM LARRICK to PLANET BIOTECHNOLOGY INCORPORATED (together with form PTO-1597).
- ☒ Assignment of the invention from KEITH LYNN WYCOFF to PLANET BIOTECHNOLOGY INCORPORATED (together with form PTO-1597).
- ☒ Grant of Power of Attorney.
- ☒ Statement Under 37 CFR 3.73(b)
- ☒ Copy of Statement in Support of Filing and Submission of Sequence Listing in Accordance with 37 C.F.R. § 1.821-1.825. (Please note that the original Statement, along with the Sequence Listing in paper copy and on ASCII formatted diskette was filed with Box Sequence, P. O. Box 2327, Arlington, VA 22202.)

3. **FILING FEES**

Late Filing Fee	\$ 65.00
Recording Fee for LARRICK Assignment	\$ 40.00
Recording Fee for WYCOFF Assignment	\$ 40.00
TOTAL FEES SUBMITTED HEREWITH	\$ 145.00

4. **METHOD OF PAYMENT OF FEES:**

- ☒ Check in the amount of \$145.00 is enclosed to cover the above fee(s).
- ☐ Charge Deposit Account No. **50-1273** in the amount of \$_____.
- ☒ The Commissioner is authorized to charge Counsel's Deposit Account No. **50-1273** for any fees required under 37 CFR 1.16, 1.17 and 1.445 that are not covered, in whole or in part, by a check enclosed herewith and to credit any overpayments to said Deposit Account **50-1273**.

Dated: 5/21/02

Respectfully submitted,

By: 

Edward O. Kreusser
Reg. No. 38,523

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